

Appl. No. : 10/688,115  
Filed : October 17, 2003

### REMARKS

Restriction to one of the following groups was required under 35 U.S.C. 121:

Group I Claims 1 and 3-23 (in part), drawn to an aerosolizer, classified in class 604, subclass 500.

Group II Claims 2 and 3-23 (in part), drawn to methods for inducing an immunological response comprising the intranasal administration of Nontypeable *Haemophilus influenzae* or *Moraxella catarrhalis*, classified in class 424, subclass 251.1

In response to the restriction requirement, Applicant elects Group I, that is, Claims 1 and 3-23 (in part), drawn to an aerosolizer.

Applicant understands that the required restriction is between product and process claims. Therefore, upon allowance of the elected product claims (Group I), withdrawn process claims of Group II that depend from or otherwise include all the limitations of the allowable product claims will be rejoined in accordance with the provisions of MPEP §821.04 and fully examined for patentability.

### CONCLUSION

In view of the foregoing, Applicant respectfully requests that this application be passed to issuance. If any points remain that can be resolved by telephone, the Examiner is invited to contact the undersigned at the below-given telephone number.

Respectfully submitted,

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Dated: 3/8/05

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